

CHARLEY NELSON'S WIFE

If Her Husband's Allegations Are True, is a Virago.

AFRAID SHE WILL KILL HIM

PRAYS FOR A DIVORCE AND A RESTRAINING ORDER.

Sale of the Utah Central Railway Fixed For April 17—Judgment of Lower Court Affirmed in State Bank vs. Burton-Gardner et al.—An Alleged Wife Beater—Will of the Late Elijah Sells—General Court Notes.

Charles T. Nelson, who keeps a road house on Twelfth South and Main streets, yesterday filed a complaint for divorce from his wife, Emma Nelson, in which he makes some rather racy allegations. It is set forth that the parties intermarried in this city in October, 1885, and that Mrs. Nelson, against the wishes of her husband, insists upon living in rooms over the saloon and upon going down into the saloon and in the presence of the plaintiff's customers and friends calling him names too vile to be repeated and falsely accusing him of all sorts of infamous crimes.

In January last, while plaintiff was suffering from rheumatism and scarcely able to be around, defendant, without any cause or provocation, came into the saloon and amused herself by throwing beer glasses at him and aimed a beer bottle with such force and precision as to strike him on the ankle and fracture the bone. He alleges that she threatened to kill him, and says he honestly believes she would have done so had not his friends taken away the revolver which was usually kept by him in the saloon. Plaintiff alleges he never gave her any cause for such inhuman treatment, and that her conduct was such that it has driven him from the saloon and away from his business.

UTAH CENTRAL FORECLOSURE.

Sale Fixed to Take Place on April the 17th.

Notice of sale under foreclosure of the Utah Central railway and its various branches has been issued by Special Master Loomis. The date of sale is fixed for Saturday, April 17, at 11 a. m. at the west front of the city and county building. The several branches of the road are to be sold separately, and no bid will be received for less than the sum required to pay liens and expenses against the property and county building. The sale will be stayed in case the company shall, before the sale, pay the amount of the liens prior to the bonds and the interest on the bonds for the year 1885, at 6 per cent per annum until and including the semi-annual interest which matured on Jan. 1, 1887.

The branches of the road are the Salt Lake & Eastern railway, the Salt Lake & Fort Douglas railway and the Utah Central proper.

SUPREME COURT OPINION.

Lower Court Affirmed in State Bank vs. Burton-Gardner Co.

The supreme court yesterday handed down an opinion in the case of the State Bank of Utah vs. the Burton-Gardner company, E. M. Weller, W. S. Burton, W. C. Burton and O. H. Hardy, appellants.

The opinion, which was written by Chief Justice Zane and concurred in by Justices Barch and Miner, affirms the judgment of the lower court. The action was brought to enforce a promissory note executed by the Burton-Gardner company and guaranteed by the other defendants, E. M. Weller, W. S. Burton, W. C. Burton and O. H. Hardy.

The defendants, the guarantors, set up in their answer that they were four of seven directors of the Burton-Gardner company, and that all the directors had agreed to ignore the note and if all did not sign none would be bound.

The jury in the lower court found for the plaintiff and the defendants appealed.

ALLEGED WIFE BEATER.

Harry Stowe So Charged by His Better Half.

Harry Stowe, formerly an operator in the employ of the Rio Grande Western Railway company, was arrested yesterday on a warrant issued at the instance of his wife, who is now brutally assaulting and beating her. All has not been well between Stowe and his wife for quite a long time and it is said she contemplates divorce proceedings. The warrant was issued by Judge Sommer's court.

ELIJAH SELLS' WILL.

The Instrument Filed For Probate by the Widow.

The will of the late Elijah Sells was filed for probate yesterday and the hearing on the petition was set for March 31. The widow, Mrs. Harriet W. Sells, is named as executrix and the testator bequeaths to her two-thirds of his entire estate and to his daughter, Beatrice Sells, two-thirds of the remaining one-third. To his four sons and one daughter by a former marriage he leaves in equal proportions the remainder of his estate.

The children of the former marriage are W. H. Sells, David M. Sells, George A. Sells, Elijah W. Sells and Lucy S. Bayard.

The petition for probate says the deceased left personal property of the probable value of \$5,000 and an interest, the exact amount of which is unknown to the petitioner, in the Little Cottonwood mining district; Alpha, Sells No. 1, Sells No. 2 and the Sedan, the probable value of which is \$1,000.

Mrs. Crowther's Bequests.

The will of the late Mary Crowther was also filed for probate. The estate is valued at \$2,500 and the deceased left it in equal shares to Harriet Hagie, Mary Wright and Isaac M. Waddell, the latter being named as executor. To her brother, Henry Crowther, she leaves \$1. The hearing on the petition for probate was set for March 31.

Court Notes.

All jurors not acting in the Bowman case were excused from attendance in court until Monday morning. Judge Cherry announced that on Saturday he will make a resetting of cases previously set for trial at the January term and which were not reached. The resetting will cover the time from March 25 to and including April 5.

Fred T. McGurra has returned from Washington, D. C., and will engage in the practice of law in this city and has opened an office in the Atlas block.

NEWS FROM NEARBY

Big Fight Causes Much Talk at Park City.

MANY BETS WERE MADE

PERSONALS ABOUT PARK AND SALT LAKE PEOPLE.

S. H. Brownlee and Others Seize and Hold the Printing Plant of the Utah Eastern Advocate—General Glimpses of the State.

Park City, March 18.—Yesterday afternoon the sole theme of conversation on the streets was the Corbett-Fitzsimmons fight, and a large crowd gathered in front of the Record office and listened eagerly as each bulletin was read. The sentiment in Park City was pretty evenly divided and each side manifested intense interest, cheering heartily in turn whenever news was received favorable to one or the other of the two fighters.

Mrs. Portia Murray will deliver a free thought lecture Friday evening at the L. D. S. lecture room. Subject, "Rationalism vs. Christianity."

Mr. F. A. Timby of Salt Lake is in the Park today.

J. A. Headlin is in the Park today. A. D. Moffatt journeyed down to Zirc, and after he had been in the morning.

A. E. Becker was a passenger to Ogden this morning.

Martin George expects to depart soon for Alaska.

Mrs. Bonn returned from Salt Lake yesterday.

PRICE PICKINGS.

S. H. Brownlee and Others Seize a Printing Office.

Price, Utah, March 17.—On Monday S. H. Brownlee, former lessee of the Eastern Utah Advocate, with a party of three, took forcible possession of this plant during the temporary absence of Editor Smith. They nailed the doors and refused admission to all.

When the Advocate Printing company was organized some two years ago Brownlee was made business manager, and later he leased the plant from the company. Something over a year ago Brownlee was convicted of criminal libel and was sentenced to six months imprisonment and this time J. D. Smith became the lessee and as lessee has continued the publication up to the present.

Editor Smith has begun action against the parties for forcibly securing and holding the plant. An effort was made to lodge the complaint with the local justice, but that functionary was so badly "battered" he could not act, and the complaint was lodged with Justice Glen.

Warrants issued and the case is to be tried on Thursday.

Public sentiment is very much against Brownlee and the party.

My Neighbor Told Me

About Hood's Sarsaparilla and advised me to try it.—This is the kind of advertisement which gives Hood's Sarsaparilla the largest sales in the world. Friend tell friend that Hood's Sarsaparilla cures; that it gives strength, health, vitality and vigor, and whole neighborhoods use it as a family medicine.

HOOD'S PILLS act easily and promptly on the liver and bowels. Cure sick headache.

METEOROLOGICAL RECORD.

Yesterday's Observations at the Local Weather Bureau Office.

Salt Lake City, March 18, 1897. Thermometer, 6 a. m., 40; noon, 39; 6 p. m., 37. Relative humidity, (per cent), 6 a. m., 85; 6 p. m., 81. State of weather, 6 a. m., cloudy; 6 p. m., cloudy. Maximum temperature, 41 degrees; minimum temperature, 32 degrees; mean temperature, 35 degrees; for 17 years, 42 degrees; deficiency for this date, 8 degrees; accumulated deficiency of temperature since Jan. 1, 1887, 167; accumulated deficiency of temperature since March 1, 1897, 159 degrees. Rainfall, 32 inches; mean daily for 22 years, .97 inches; excess for this date, 15 inches; accumulated excess of rainfall since Jan. 1, 1897, 2.47 inches; accumulated excess of rainfall since March 1, 1897, 32 inches.

Forecast: For Salt Lake City and vicinity, for the 24 hours ending 6 p. m. today—Unsettled weather; probably rain or snow; stationary temperature.

Observer Weather Bureau.

Detroit News: "Why does Mrs. Van Meter late Mrs. McNamee so cordially 'Somebody told her they looked enough alike to be sisters'."

J. H. SMITH.

Electric Bitters.

Electric Bitters is a medicine suited for any season, but perhaps more generally needed when the languid, exhausted feeling prevails, when the liver is torpid and sluggish, and the need of a tonic and alterative is felt. A prompt use of this medicine will result in heartened and perhaps fatal biliousness. No medicine will act more surely in counteracting and freeing the system from the malarial poison. Headache, indigestion, constipation, dizziness, yield to Electric Bitters. 50c and \$1.00 per bottle at Z. C. M. I. drug dept.

Second Ward Lecture.

Mr. J. T. Harwood will deliver the evening lecture of the L. D. S. series in the meeting house this evening commencing at 7:45 o'clock. Subject: "Art and Artists." In addition to the lecture Mr. Percy Gordon will recite and Miss Maud Pratt and Miss Elsie Barrow will render vocal selections.

If horse racing were abolished it is estimated that 300 people would be thrown out of employment in England.

The greatest praise other emulsions can take to themselves is that they are

"Just as Good as

Scott's

Emulsion"

Measured by this standard

of the world, are these unknown

preparations the

thing for you to buy when

health and life are at stake?

The Genuine Scott's

Emulsion has a salmon-colored wrapper

with a picture of the

man and fish. Two

sizes, 50c and \$1.00.

For sale by all druggists.

SCOTT & BOWNE, Chemists, New York.

Boys' Clothing.

J. P. GARDNER,

136-138 Main Street

Furnishings, Clothing, Hats.

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OGDEN BUREAU.

Business and Editorial Office. 519 Utah Loan & Trust Building. Telephone 295.

YESTERDAY IN COURT.

Douglas Divorce Suit—Verdict For Charlotte Young—Damage Case on Trial.

Richard Douglass has begun suit against Elizabeth W. Douglass for divorce. The couple have been residents of Ogden for about 44 years, and were married at St. Louis in June, 1849. Description, since 1894, is set up as a cause of action for divorce and for the setting aside of a certain deed from plaintiff to defendant of about \$10,000 worth of property.

The jury in the case of Charlotte L. Young vs. Union Pacific receivers, brought in a verdict of \$1,850 for the plaintiff.

William Hayes vs. Southern Pacific company; by consent cause stricken from present setting of cases.

F. J. Kiesel vs. Hartford Fire Insurance company; demurrer set for hearing on March 20, 1897, at 1:45 p. m.

The case of William Leishman vs. Union Pacific was brought up for trial before a jury. The case is one for \$300,000 damages alleged to have been sustained by the plaintiff on Nov. 2, 1880, at Aspen station, by being struck by an engine, carelessly managed, and on which no headlight was shown.

W. L. Maginnis and A. J. Weber are for the plaintiff and P. L. Williams for the defendant.

Gone Back to Dixie.

David McCune was arrested yesterday by Deputy Sheriffs Chambers and Harrop, on request of Sheriff R. W. Sevy of Garfield county. McCune was under charge of rape and was out on bonds, but had forfeited the bail of \$1,000.

He claims sickness and was taken to the hospital. Sheriff Sevy came up and took the man back to Panguitch.

"The Foundation of Faith."

Although the weather was anything but propitious yesterday, the attendance last night at the lecture of Professor J. B. Talmage was greater than the tabernacle would hold. The lecturer held the attention of his audience from beginning to end with one of the most logical and eloquent addresses of the year.

Local Briefs.

Bert Trader is still in the custody of the sheriff and no charge has yet been made public against him.

James F. Woodman of Salt Lake, a well-known mining man, is stopping at the Hot Springs for a few weeks' rest.

In the police court yesterday, James Collins was fined \$3 for assault and battery. Two alleged vagrants were allowed to go.

The recent poem by A. C. Jvins, "Where the Sego Lily Grows," has caught the popular fancy and is being extensively quoted.

The Bittner Theatrical company begins another week's engagement at the Grand Monday next. There will be new plays and new pictures.

The Herald's good work and that of the Utah Associated Presses in reporting from Carson was duly appreciated yesterday. Although many extras were sent up, the demand exceeded the supply.

Marras' minstrels will play at the Grand tonight and tomorrow night, at popular prices. For a minstrel show to give two nights' performances in Ogden is something unusual and shows that the management have faith that the show will please.

STANDS AT THE HEAD.

Aug. J. Bogel, the leading druggist of Shreveport, La., says: "Dr. King's New Discovery is the only thing that cures my cough, and it is the best seller I have." Dr. Campbell, merchant of Safford, Ariz., writes: "Dr. King's New Discovery is all that is claimed for it; it never fails, and is a sure cure for Croup, Coughs and Colds. I cannot endorse enough Dr. King's New Discovery for Consumption, Coughs and Colds is not an experiment. It has been tried for a quarter of a century, and still stands at the head. It never disappoints. Free trial bottles at Z. C. M. I. drug dept."

ASSESSMENT NOTICE.

THE UNDINE MINING COMPANY, principal place of business Provo, Utah, Notice is hereby given that at a meeting of the board of directors of the Undine Mining company, held on Monday, March 1, 1897, an assessment of one-half (1/2) cent per share was levied upon the capital stock of the corporation, payable on or before the 20th day of March, 1897.

Any stock upon which assessment may remain unpaid on the 5th day of April, 1897, will be delinquent and will be advertised for sale at public auction, and unless payment is made before, will be sold on the 30th day of April, 1897, at 2 p. m., to pay delinquent assessment, together with cost of advertising and expense of sale.

C. R. ALEY, Secretary, Provo, Utah.

Oregon Short Line & Utah Northern Railway Company—Stockholders' Meeting

NOTICE IS HEREBY GIVEN THAT the annual meeting of the stockholders of the Oregon Short Line & Utah Northern Railway company, for the election of directors, and for the transaction of such other business as may legally come before the meeting, will be held at room 201 of the Hotel Utah, in Salt Lake City, on Wednesday, the 17th day of March, 1897, at 9 o'clock a. m. The stock transfer books will close at the close of business Saturday, February 27, 1897, and reopen